

for the years ending February 28, 1897, and previous years."

Read first time, and referred to the Committee on Finance.

By Senator Bowser:

Senate bill No. 6, a bill to be entitled "An act making appropriations for the years beginning March 1, 1897, and ending February 28, 1899, and for other purposes."

Read first time, and referred to the Committee on Finance.

By Senator Terrell:

Resolved, that Miss Henrietta Davis and Mr. B. N. McNeil be employed by this Senate to perform the duties of general and special committee clerks during the special session, and that they each receive \$4 per day for their services.

Adopted.

By Senator Beall:

Resolved by the Senate, that Garvey Harrison and Wells Turner be employed as pages for the first special session of the Twenty-fifth Legislature, and shall each receive a compensation of \$2 per day, and that Garvey Harrison be assigned to duty upon the south side of the Senate Chamber and Wells Turner be assigned to duty upon the north side of the Senate Chamber.

Adopted.

Resolved, that four porters be employed by the Senate to serve during the remainder of the special session now convened, at \$2 per day, and that Assistant Sergeant-at-Arms Pace be instructed to select that number from the force of porters now in the service of the Senate.

Adopted.

By Senator Bailey:

Resolved, that T. H. Napier, our efficient Postmaster at the regular session of the Twenty-fifth Legislature, be retained in the same capacity during the special session of the Twenty-fifth Legislature, at the compensation heretofore received by him.

Adopted.

Call concluded.

On motion of Senator Stafford, Postmaster Napier was excused for to-day and to-morrow, on account of sickness in his family.

On motion of Senator Ross, the Senate adjourned to 10 a. m. to-morrow.

SIXTH DAY.

Senate Chamber,

Austin, Tex., Friday, May 28.

Senate met pursuant to adjourn-

Lieutenant Governor Jester in the chair.

Roll called.

Quorum present, the following Senators answering to their names:

Atlee.	Linn of Wharton.
Bailey.	Morriss.
Beall.	Neal.
Bowser.	Rogers.
Burns.	Ross.
Colquitt.	Stafford.
Gough.	Stone.
Greer.	Terrell.
Harrison.	Wayland.
Kerr.	Woods.
Lewis.	Yett.
Linn of Victoria.	

Absent.

Darwin.	Tillett.
Dibrell.	Turney.
Goss.	Yantis.
Presler.	

Excused.

Boren.

Prayer by the Chaplain, Rev. F. S. Jackson, as follows:

Almighty God: We beseech Thee to direct us in all the way that we should take in view of our great responsibilities and opportunities. Enable us to see the measure of our life, and to understand the brevity of our day, and, with all the wakefulness of heart, and industry of hand, and vigilance of mind, may we be about the work Thou hast given to do, and be found at last as they who watch for Thee. Direct our nation in all the crises of its history, inspire the minds of men by Thy holy spirit, and quiet the spirit of unrest and uncertainty of to-day. Bless our homes, and keep in health and safety our loved. Regard the State; may this be a year of great peace and prosperity. Do Thou guide us to-day, for Christ's sake. Amen.

Pending the reading of the Journal of yesterday,

On motion of Senator Neal, the same was dispensed with.

On motion of Senator Colquitt, Senator Dibrell was excused for this week, on account of important business.

The following invitation was read:

Austin, Texas, May 28, 1897.

Hon. Geo. T. Jester, Lieutenant-Governor and President of the Senate:

Sir: In behalf of the union printers of the city of Houston, I take pleasure in extending to you, and through you to the Senate and all the departments of our government, a cordial invita-

and outing of the printers and their families at San Jacinto Park, on the Houston East and West Texas Railroad, on Sunday, May 30, 1897. Ample accommodations have been provided, and a most charming program has been arranged. Very respectfully,

WILL LAMBERT,
Of Committee on Invitation.

On motion of Senator Rogers, the Senate accepted the above invitation.

COMMITTEE REPORT.

Committee Room,
Austin, Texas, May 28, 1897.

Hon. Geo. T. Jester, President of the Senate:

Your Finance Committee, to whom was referred

Senate bill No. 5, a bill to be entitled "An act making appropriations for deficiencies in the appropriations for the years ending February 28, 1897, and previous years,"

Have had the same under consideration, and I am instructed to report the same back to the Senate with the recommendation that it do pass, with the following amendments, to-wit:

Amend by adding to section 1, after the words "J. B. Nunnally, for taxes paid State by error, \$66.55," the following:

"G. B. Martin, sheriff of King county, for guarding infected stock under the direction and by order of the Live Stock Sanitary officers, \$12.50.

"To refund liquor tax erroneously collected from T. B. Bond, from December 15, 1894, to December 15, 1895, being one year's tax, \$300.

"To refund liquor tax erroneously collected from M. A. Dillard, druggist in local option precinct, from August 11, 1893, to August 11, 1894, being one year's tax, \$500.

"To refund liquor tax erroneously collected from J. J. Hooper, from December 15, 1894, to December 15, 1895, being one year's tax, \$300.

"To refund to the First National bank of Aransas Pass, for taxes paid the State by error as occupation taxes for the years from October 8, 1890 (shown by record in the Comptroller's office), to January 8, 1895, \$106.25."

Respectfully submitted,

STONE, Chairman.

BILLS AND RESOLUTIONS.

By Senator Lewis:

Senate bill No. 7, a bill to be entitled "An act to prescribe and define the liability of persons, receivers or corporations operating railroads or

street railways for injuries to their servants and employes, and to prohibit contracts between employer and employe based upon the contingency of the injury or death of the employe, limiting the liability of the employer for damages."

Read first time, and referred to Judiciary Committee No. 1.

By Senator Greer:

Senate bill No. 8, a bill to be entitled "An act to reduce and fix certain civil fees to be paid to clerks of district courts, clerks of the county court, sheriffs and justices of the peace."

Read first time, and referred to Judiciary Committee No. 1.

By Senator Colquitt:

Resolved, that the rules of the regular session of the Twenty-fifth Senate be and the same are hereby adopted to govern the proceedings of the special session of the Twenty-fifth Senate.

Adopted.

By Senator Stafford:

Whereas, many of the employes of the Senate have been discontinued, in the interest of economy; therefore be it

Resolved, that any and all employes of this Senate be requested to serve the Senate in any and all capacities required of them by the Senate, regardless of the grade of employment they are engaged in.

Adopted.

Call concluded.

BILLS ON SECOND READING.

The Chair laid before the Senate, on second reading,

Senate bill No. 5, a bill to be entitled "An act making appropriations for deficiencies in the appropriations for the years ending February 28, 1897, and previous years."

Bill read second time, with committee amendments.

Committee amendments read, to-wit:

Amend by adding to section 1, after the words "J. B. Nunnally, for taxes paid State by error, \$66.55," the following:

"G. B. Martin, sheriff of King county, for guarding infected stock under the direction and by order of the Live Stock Sanitary officers, \$12.50.

"To refund liquor tax erroneously collected from T. B. Bond, from December 15, 1894, to December 15, 1895, being one year's tax, \$300.

"To refund liquor tax erroneously collected from M. A. Dillard, druggist

in local option precinct, from August 11, 1893, to August 11, 1894, being one year's tax, \$300.

"To refund liquor tax erroneously collected from J. J. Hooper, from December 15, 1894, to December 15, 1895, being one year's tax, \$300.

"To refund to the First National bank of Aransas Pass, for taxes paid the State by error as occupation taxes for the years from October 8, 1890 (shown by record in the Comptroller's office), to January 8, 1895, \$106.25."

Committee amendments adopted.

By Senator Burns:

Amend by adding to Miscellaneous the following: "To W. D. Cleveland of Houston, Texas, refund of State taxes paid for the years 1894 and 1895, through error, the said amount having been paid by J. C. Hutcheson upon the same property for said years 1894 and 1895, \$43.50."

Adopted.

Bill as amended ordered engrossed.

On motion of Senator Stone, the constitutional rule requiring bills to be read on three several days was suspended, and the bill put upon its third reading and final passage by the following vote:

Yeas—22.

Atlee.	Linn of Wharton.
Bailey.	Morriss.
Beall.	Neal.
Bowser.	Rogers.
Burns.	Ross.
Colquitt.	Stafford.
Gough.	Stone.
Greer.	Terrell.
Kerr.	Wayland.
Lewis.	Woods.
Linn of Victoria.	Yett.

Nays—1.

Harrison.

Absent.

Darwin.	Tillett.
Goss.	Turney.
Presler.	Yantis.

Excused.

Boren. Dibrell.

Bill read third time, and passed by the following vote:

Yeas—21.

Atlee.	Lewis.
Bailey.	Linn of Victoria.
Beall.	Linn of Wharton.
Bowser.	Morriss.
Burns.	Neal.
Colquitt.	Rogers.
Greer.	Ross.

Stone.
Terrell.
Wayland.

Woods.
Yett.

Nays—1.

Harrison.

Absent.

Darwin.	Tillett.
Goss.	Turney.
Gough.	Yantis.
Presler.	

Excused.

Boren. Dibrell.

Senator Linn of Wharton offered the following:

Be it resolved, that each Senator be and he is hereby authorized to subscribe for four daily papers during this session of the Legislature, the cost of same to be paid out of the contingent fund of the Senate.

Senator Atlee offered to substitute the above as follows:

Resolved, that each Senator may subscribe for as many daily papers as he may desire during the special session of the Legislature, not exceeding four, to be paid for out of his per diem.

Adopted.

The resolution as substituted was then adopted by the following vote:

Yeas—12.

Atlee.	Ross.
Burns.	Stafford.
Colquitt.	Stone.
Lewis.	Terrell.
Neal.	Woods.
Rogers.	Yett.

Nays—10.

Bailey.	Kerr.
Beall.	Linn of Victoria.
Bowser.	Linn of Wharton.
Greer.	Morriss.
Harrison.	Wayland.

Absent.

Darwin.	Tillett.
Goss.	Turney.
Gough.	Yantis.
Presler.	

Excused.

Boren. Dibrell.

Senator Terrell moved to reconsider the vote by which the resolution as substituted was adopted, and to lay that motion on the table.

Carried by the following vote:

Yeas—14.

Atlee.	Greer.
Burns.	Kerr.
Colquitt.	Lewis.

Rogers.
Ross.
Stone.

Terrell.
Woods.
Yett.

Nays—9.

Bailey.
Beall.
Bowser.
Harrison.
Linn of Victoria.

Linn of Wharton.
Morriss.
Stafford.
Wayland.

Absent:

Darwin.
Goss.
Presler.

Tillett.
Turney.
Yantis.

Excused.

Boren.
Dibrell.

On motion of Senator Terrell, the Senate adjourned to 3 p. m.

AFTERNOON SESSION.

Senate met pursuant to adjournment.

Lieutenant Governor Jester in the chair.

Roll called.

Quorum present, the following Senators answering to their names:

Beall.
Bowser.
Burns.
Colquitt.
Gough.
Greer.
Harrison.
Kerr.
Lewis.
Linn, Victoria.
Linn, Wharton.

Morriss.
Neal.
Rogers.
Ross.
Stafford.
Stone.
Terrell.
Wayland.
Woods.
Yett.

Absent.

Atlee.
Bailey.
Darwin.
Goss.

Presler.
Tillett.
Turney.
Yantis.

Excused.

Boren.
Dibrell.

(Senator Linn of Wharton in the chair.)

Senator Ross offered the following:

Whereas, the clerk of the Finance Committee, and the special clerk, Miss Henrietta Davis, have been in attendance on the Senate since the 22d instant; therefore be it

Resolved, that they be allowed the regular compensation per diem from said date.

After discussion, the resolution was lost by the following vote:

Yeas—9.

Gough.
Linn, Victoria.
Morriss.
Neal.
Ross.

Stafford.
Stone.
Wayland.
Yett.

Nays—13.

Atlee.
Beall.
Bowser.
Burns.
Colquitt.
Greer.
Harrison.

Kerr.
Lewis.
Linn, Wharton.
Rogers.
Terrell.
Woods.

Absent.

Bailey.
Darwin.
Goss.
Presler.

Tillett.
Turney.
Yantis.

Excused.

Boren.
Dibrell.

Senator Ross then moved to reconsider the vote by which the Senators who have been absent and unexcused were excused.

Senator Lewis made the point of order that the motion to reconsider was not in order, for the reason that a motion to excuse, like a motion to adjourn, if carried, went into immediate effect.

Sustained.

COMMITTEE REPORT.

Committee Room,
Austin, Texas, May 28, 1897.

Hon. Geo. T. Jester, President of the Senate:

Your Judiciary Committee No. 1, to whom was referred

Senate bill No. 8, a bill to be entitled "An act to reduce and fix certain civil fees to be paid to clerks of district courts, clerks of the county court, sheriffs and justices of the peace,"

Have had the same under consideration, and I am instructed to report the same back to the Senate with the recommendation that it do pass, with the following amendments:

First. Amend by adding to section 3 the following: "Collecting money on an execution or an order of sale, when the same is made by a sale, for the first \$100 or less, 4 per cent; for the second \$100, 3 per cent; for all sums over \$200 and not exceeding \$1000, 2 per cent; for all sums over \$1000 and not exceeding \$5000, 1 per cent; for all sums over \$5000, one-half of one per cent."

Second. By adding after section 2 the following: "No county or district

clerk shall receive any compensation for assessing damages in any case."

LEWIS, Chairman.

Senator Gough moved that the Senate adjourn to 10 a. m. to-morrow.

Senator Kerr moved that the Senate adjourn to 10 a. m. Monday.

Lost by the following vote:

Yeas—7.

Atlee.	Stafford.
Beall.	Stone.
Harrison.	Yett
Kerr.	

Nays—13.

Bowser.	Neal.
Burns.	Rogers.
Colquitt.	Ross.
Greer.	Terrell.
Linn, Victoria.	Wayland.
Linn, Wharton.	Woods.
Morriss.	

Absent.

Bailey.	Presler.
Darwin.	Tillett.
Goss.	Turney.
Gough.	Yantis.
Lewis.	

Excused.

Boren.	Dibrell.
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The Senate then adjourned to 10 a. m. to-morrow.

SEVENTH DAY.

Senate Chamber,

Austin, Tex., Saturday, May 29.

Senate met pursuant to adjournment.

Lieutenant Governor Jester in the chair.

Roll called.

Quorum present, the following Senators answering to their names:

Atlee.	Morriss.
Bailey.	Neal.
Beall.	Presler.
Bowser.	Rogers.
Burns.	Ross.
Colquitt.	Stafford.
Gough.	Stone.
Greer.	Terrell.
Harrison.	Wayland.
Lewis.	Woods.
Linn, Victoria.	Yett
Linn, Wharton.	

Absent.

Darwin.	Tillett.
Goss.	Turney.

Excused.

Boren.

Dibrell.

Prayer by the Chaplain, Rev. F. S. Jackson, as follows:

Almighty God: We bless Thee for the gift of rest. Enable us to take it as Thou dost give it, with joyfulness; and may we be stronger and happier and more useful in the world. Give us rest of soul and peace of mind amid all the turmoil and tumult of the world. Give us release from the anxieties and torments of a worldly life; lift us above the cares and distresses incident to an earthly pilgrimage, and bring us into Thine inner chamber, where our hearts shall see the radiance of Thy face, and our life shall be lifted up into a new and immortal hope. We put ourselves into Thy hands for guidance, direction, sustenance, and all things needful. We commend one another with mutual love and sympathy to Thy gentle care. Bless our sick, press our little ones to Thine own infinite heart. Kiss the tears of sorrow from our cheek, and give us a time of sunshine when the storm has spent itself upon our poor life. Help every man who wishes to do better to realize this solemn hope; give him grace, strength, comfort and renewal of confidence every day. If any heart be set upon evil, and any hand trying to find what mischief it can work, the Lord confound the counsel of those who are wrong, and overturn the purpose of those who know not and fear not Thy name. Hear our prayers and give us infinite answers of satisfaction and peace. For Christ's sake. Amen.

Pending reading of the Journal of yesterday,

On motion of Senator Terrell, the same was dispensed with.

COMMITTEE REPORT.

Committee Room,

Austin, Texas, May 28, 1897.

Hon. George T. Jester, President of the Senate:

Your Committee on Engrossed Bills have carefully examined and compared

Senate bill No. 5, a bill to be entitled "An act making appropriations for deficiencies in the appropriation heretofore made for payment of expenses in support of the State government from March 1, 1895, to February 28, 1897, and for previous years, being for payment of claims registered in